59431

# State of California State Water Resources Control Board DIVISION OF WATER RIGHTS

### P.O. Box 2000, Sacramento, CA 95812-2000

Info: (916) 341-5300, FAX: (916) 341-5400, Web: http://www.waterrights.ca.gov

# NOTICE OF ASSIGNMENT for WATER RIGHTS OF RECORD WITH THE DIVISION OF WATER RIGHTS

State Water Resources Control Board Division of Water Rights P.O. Box 2000 Sacramento, CA 95812-2000

Genti	emen:
I have	e assigned all my right, title, and interest in [check the appropriate box(s)]
	Stockpond Name: Dry Creek #1
ı	Application # Permit # License #
·*	(Application)
	Small Domestic Registration Certification #,
-	(Application)
	Stockpond Registration Certification #
	(Application)
	Statement of Water Diversion and Use # \$9431
on file	e with the State Water Resources Control Board,
to:	Amador Ranch Associates, LLC 3740 Hwy 104 PO Box 1730 Ione, CA 95640 209-274-2777
AMA	OOR RANCH ASSOCIATES, LLC
Ву:	BT Amador, LLC Its Administrative Member
ų.	By: William B. Bunce Member

M. Carallista

V

### State of California, State Water Resources Control Board **Division of Water Rights**

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.

Notify this office if ownership or address changes occur during the coming year. Please Complete and Return This Form by JULY 1, 2005.

\*If the mail recipient's name, address or phone No. is wrong or missing, please correct.

P.O. Box 2000, Sacramento, CA 95812-2000 Info: (916) 341-5300, FAX: (916) 341-5400 Web: <a href="http://waterrights.ca.gov">http://waterrights.ca.gov</a>

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1.1.12002, 2003, 2004 

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11. 17. 19

Total

**Annual** 

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING: **HOWARD PROPERTIES** 

C/O:THOMAS C SAGER PO BOX 1047

Owner of Record: HOWARD PROPERTIES;

**IONE, CA 95640** 

Conservation of water

Year

Are you now employing water conservation efforts? YES \_ Describe any water conservation efforts you have initiated:

show the amount of water conserved:

Reduction in Diversions:

Reduction in consumptive use:

STATEMENT NO.: S009431 CONTACT PHONE NO.: (209)274-4429

Source Name: DRY CREEK Tributary To: MOKELUMNE RIVER Year of First Use: 1933 County: Amador Diversion Within: SE1/4 of NW1/4 Section 11, T06N, R09E, MB&M Parcel Number: Water is Used Under: Riparian claim X Pre-1914 right Other (explain): Year of First Use: (Please provide if missing above) \_\_pre\_1933\_ Amount of Use: Enter the amount (or the approximate amount) of water used each month, using the table below. Amounts below are in: Gallons Million Gallons (MG) Acre-feet (AF) Other Mar July Oct Nov Dec Year Apr May June Aug Sept 2002  $\bar{\mathbf{x}}$ X 2003 χ X X Х 2004 Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc. acres; Stockwatering 80 cattle ; Domestic Irrigation 1 Other (specify) <u>wildlife</u> Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.) Please answer only those questions below which are applicable to your project.

NO X

If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please

\_\_\_\_\_(AF/MG) Year\_\_

\_\_ (AF/MG) Year \_\_\_\_ \_

NO

Page 1 of 2

I have data to support the above surface water use reductions due to conservation efforts. YES \_\_\_\_

\_\_ (AF/MG) Year \_\_\_

\_\_\_ (AF/MG) Year \_\_

ST-SUPPL (1-05)

2.	Wa	ter quality and was	tewater reclamation		1		
	a.	Are you now or h a degree which u	ave you been using reclaimed nreasonably affects such wate	l water from a wastew er for other beneficial	rater treatment faciluses? YES	ity, desalination fa	cility or water polluted b
	<b>b</b> .	If you are claiming appropriative right supply used:	g credit due to the substitutior t under section 1010 of the W	n of reclaimed water, o ater Code, please sho	desalinated water o ow amounts of redu	r polluted water in ced diversions an	lieu of a claimed pre-19 d amounts of substitute
		Amount of reduce	ed diversion: (AF/MG) Year		(AF/MG) Year	· · · · · · · · · · · · · · · · · · ·	(AF/MG)
		State the type of	substitute water supply:		, ,	<del></del>	
		Amount of substit	tute water supply used:(AF/MG) Year		(AF/MĠ) Year	· 	(AF/MG)
		I have data to sup	pport the above surface water	use reductions due to	the use of a subst	itute water supply	YES NO
3.	Cor	njunctive use of sur	face water and groundwater			:	
	a.	Are you now usin	g groundwater in lieu of surfac	ce water? YES	NO <u>x</u> .		
	b.		g credit due to the substitution w the amounts of groundwate		claimed prè-1914	appropriative right	under section 1011.5 of
		Year	(AF/MG) Year		(AE/MC) Van-		/AE/MC\
		I have data to sup	oport the above surface water	use reductions due to	the use of ground	water. YES	NO
SOL I de DA	ight ir eclare TE: _	I have data to suptand that it may be a the future.  I that the information	necessary to document the war in this report strue to the beautiful at Ion	use reductions due to ater savings claimed in est of my knowledge a	the use of ground n "F" above if credi	water. YESt under Water Cod	NO
SOL I de DA SIC	ight ir eclare TE: _ SNAT	I have data to surtand that it may be the future.  that the information 23 June	necessary to document the war in this report strue to the beautiful to the	use reductions due to ater savings claimed in est of my knowledge a e	n "F" above if credi	water. YESt under Water Cod	NO e sections 1010 and 10
SOL I de DA SIC	ight ir eclare TE: _ SNAT	I have data to surtand that it may be the future.  that the information 23 June	necessary to document the war in this report strue to the beautiful at Ion	use reductions due to ater savings claimed in est of my knowledge a	n "F" above if credi	water. YESt under Water Cod	NO e sections 1010 and 10
SOL DA SIC PR	ight ir eclare TE: _ GNAT	I have data to surtand that it may be the future.  that the information 23 June	necessary to document the water necessary	use reductions due to ater savings claimed in est of my knowledge ate.  C. (middle initial)	n "F" above if credi	water. YESt under Water Cod	e sections 1010 and 10
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DA SIC PR	ight ir eclare TE: _ GNAT INTE	I have data to suptand that it may be the future.  I that the information that the information with the informatio	necessary to document the ward in this report strue to the beautiful to th	use reductions due to ater savings claimed in est of my knowledge ate.  C. (middle initial)	o the use of ground on "F" above if credit and belief. Sa	yater. YES tunder Water Cod ger (last name)	NO e sections 1010 and 10, California
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SOL DA SIG PR	ight ir eclare TE: _ GNAT INTE	I have data to suptand that it may be the future.  I that the information that the information with the informatio	necessary to document the war in this report strue to the beautiful to the	use reductions due to ater savings claimed in est of my knowledge ate.  C. (middle initial)	o the use of ground on "F" above if credit and belief. Sa	yater. YES tunder Water Cod ger (last name)	NO e sections 1010 and 10, California
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SOL DA SIC	ight ir eclare TE: _ GNAT INTE	I have data to suptand that it may be the future.  I that the information that the information with the informatio	necessary to document the war in this report strue to the beautiful to the	use reductions due to ater savings claimed in est of my knowledge ate.  C. (middle initial)	o the use of ground  n "F" above if credit  and belief.  Sa  group of to  please use the spa	yater. YES tunder Water Cod ger (last name)	NO e sections 1010 and 10, California
I de DA SIG PR	ight ir eclare TE: _ GNAT INTE	I have data to suptand that it may be the future.  I that the information that the information with the informatio	necessary to document the war in this report strue to the beautiful to the	use reductions due to ater savings claimed in est of my knowledge ate.  C. (middle initial)	o the use of ground  n "F" above if credit  and belief.  Sa  group of to  please use the spa	yater. YES tunder Water Cod ger (last name)	NO e sections 1010 and 10, California

A <u>riparian right</u> enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An <u>appropriative right</u> is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

State of California, Sta' 'ater Resources Control Board ¿ 2000, Sacramento, CA 95812-2000 Division of Water Rights, P.C Info: (916) 341-5300, FAX: (916) 341-5400, Web: http://www.waterrights.ca.gov

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.

Notify this office if ownership or address changes occur during the coming year.

Please Complete and Return This Form by July 1, 2002. \*If the mail recipient's name, address or phone No. is wrong or missing, please correct.

HOWARD PROPERTIES Owner of Record:

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:

**HOWARD PROPERTIES PO BOX 1047** 

**IONE, CA 95640** 

STATE 299 2001 CONTROL BOARD

2002 DEC -5 PM 1:29

DIV. OF WATER BIGHTS SACRAMENTO

STATEMENT NO.: S009431 CONTACT PHONE NO.: (209)274-4429

FOR ONLINE REPORTING AT www.waterrights.ca.gov

USER NAME: S009431 PASSWORD: C16231

Source Name: ;

DRY CREEK

Tributary To:

MOKELUMNE RIVER

County:

Amador

Diversion Within: SE1/4 of NW1/4 Section 11, T06N, R09E, MB&M

Year of First Use: **Parcel Number:** 

	·
A.	Water is used under: Riparian claim X Pre 1914 right Other (explain);
В.	Year of first use (Please provide if missing above) pre 1933
C.	Amount of: Use - Enter the amount (or the approximate amount) of water used each month.

			Amounts	below are:	G	allons		Acre-teet 2		Other				
Year	à.	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
1999		x	×	х	х						х	x	х	4
2000	Ĺ	х	х	х	×					,	x	х	х	4
2001	``	х	, x	, x	х					,	x	х	х	4

	200	0	x	х	x	x						x	х	х	4
	200	•	х	, x	, <b>x</b>	х					•	х	х	х	4
D.	Purpo	se of L	<u>lse</u> - Spe	cify numb	er of acres	irrigated,	stock water	ered, perso	ns serve	i, etc.					
	Irrigati	on 🗼			acres; S	tockwateri	ng <u>80</u>	<u>cattl</u>	<u>e</u> ; D	omestic			_;		
	Other	(specif	fy)	wi	ldlif	е						<u></u>			<del> </del>
E.	Chang dam, I	ocation	n of diver	sion, etc.)								was filed.	(New pur	np, enlarg	ed diversion
		•						none							<del></del>
F.	Please	anşw	er only ti	nose ques	tions belov	which are	applicab	le to your p	oroject.						
	1. 0	a Consen	vation of	water											
		ı. Àr	e you no	w employii				YES itiated:							
		-													
		٠.										_4		0.00000	ration affort is
	b	i. Įfo Cla	credit tow simed un	ard benef der section	icial use of 1 1011 of t	water und he Water (	er claime Code, plea	d pre 1914 ase show th	appropria ne amoun	ts of water	onserved	ater not us l:	sea aue to	a conserv	ation effort is
		Řε	eductions	in Diversi	ons:										
		уr				_ (af/mg)	yr			(af/mg)	yr			(af/n	ng)
		Re			nptive use										
		yr	<del></del> .	-		_ (af/mg)	yr	*-		(af/mg	yr			(af/n	ng)
		j h	ave data	to suppor	t the abov	e surface v	vater use	reductions	due to co	nservation	efforts. Y	ES N	0		
ST-S	i ippi	(2-02													

2.	Wa	er quality and wastewater reclamation
	a.	Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES NO _X
	b.	If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:
		yr (af/mg) yr (af/mg) yr (af/mg) I have data to support the above surface water use reductions due to wastewater reclamation YES NO
3.	Con	junctive use of surface water and groundwater
	a.	Are you now using groundwater in lieu of surface water? YES NOX
	b.	If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:
		yr (af/mg) yr (af/mg) yr (af/mg) yr (af/mg) have data to support the above surface water use reductions due to conjunctive use efforts. YES NO
ī	undei	stand that it may be necessary to document the water savings claimed in "F." above if credit under Water Code sections 1010 and 1011 is
S	ought	in the future.
		re that the information in this report is true to the best of my knowledge and belief.
		Sept 12 / ,2002 at <u>Ione</u> , California
		TURE:
,	'KIN I	ED NAME: Thomas C. Sager (first name) (middle init.) (last name)
C	OMP.	ANY NAME: Howard Properties, a group of Tenant's in Common
	-	If there is insufficient space for your answers, please use the space provided below.
17	TEM <sup></sup>	CONTINUATION
_	•	
_		
_		
_		
		GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA
Т	here a	re two principal types of surface water rights in California. They are riparian and appropriative rights.
th re R a	ne san eserva iparia	an right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without tion of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. In rights may be used to divert the natural flow of a stream but may not be used to store water for later use or divert water which originates in the watershed, water previously stored by others, return flows from use of groundwater, or other foreign water to the natural stream
OI	niy wh	copriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised en there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license state. Appropriate rights can be granted to waters "foreign" to the natural stream system.
w pr	ith spe ropose	ents of Water Diversion and Use must be filed by riparian and pre 1914 appropriative water users as set forth in Water Code section 5100 ecific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone is a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future istors.
W	rite to	ove discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to tights in California, and (3) Appropriation of Water in California.
		"The energy challenge facing California is real. Every California needs to take immediate action to reduce energy consumption.  For a list of simple ways you can reduce demand and cut your energy costs, see our Web-site at http://www.swrcb.ca.gov"

#### STATE WATER RESOURCES CONTROL BOARD **DIVISION OF WATER RIGHTS**

P.O. BOX 2000, SACRAMENTO, CA 95812-2000 (916) 657-2170

#### SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information. Notify this office if ownership or address changes occur during the coming year.

#### PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1999

OWNER OF RECORD: HOWARD PROPERTIES

HOWARD PROPERTIES C/O THOMAS C SAGER PO BOX 1047 IONE, CA 95640

SOURCE: DRY CREEK

TRIBUTARY TO: MOKELUMNE RIVER
COUNTY: AMADOR

STATEMENT NO: S009431

TELEPHONE NUMBER: (209) 274-4429

/ater is u	sed under	Riparian	claim	X	Pre	: 1914 righ	t		Other (e	explain); _			
ear of firs	st use (Ple	ase provi	de if missir	ng above)	<u>befor</u>	e 193	3						•
			ount of wa	ter used e	ach month	. If month	y and anr	nual use ar	e not know	n, check	the months	s in	
nich wad	er was use		s below ar	e: G	alions		Acre-feet	<u>x</u>	Other _				
Year	nstį	Feb	Mar	Apr	May	June	July	Aug	Sept <sup>-</sup>	Oct	Nov	Dec	Total Annua
1996	×	x	x	x	x					x	_x_	x	4
1997	x	х	x	x	x					x	x	x	4_
1998	x	x	x	x	x				<u></u>	x	x	х	4
rigation _		<del></del>		Stockwate	, stock wat ering <u>100</u>						_;		
			<u>n</u> – Descri on of divers				since you	ır previous	statement	was filed	. (New pu	mp,	

2. Water quality and wastewater reclamation

\_\_ (af/mg) 19\_\_\_

Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES \_\_\_\_\_\_NO  $\underline{X}$ \_\_\_.

If credit toward beneficial use of water under claimed pre 1914 appropriative water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved:

\_ (af/mg) 19\_

DEC 29 1999

SUP-STATE (12-98)

# STATE WATER RESOURCES CONTROL BOARD DIVISION OF WATER RIGHTS P.O. BOX 2000, SACRAMENTO, CA 95812-2000 (916) 657-2170

If credit toward use under a claimed polluted water in lieu of appropriated and amounts of reclaimed water user	water is claimed under sect	r right through substitution of reclaim ion 1010 of the Water Code, please :	ed water, desalinated water or show amounts of reduced diversions
19 (at	/mg) 19	(af/mg) 19	(af/mg)
Conjunctive use of surface water and group	ndwater		
a. Are you now using groundwater in lieu		NO <u>x</u> .	
b. If credit toward use under a claimed p water is claimed under section 1011.5			
19 (af/	•	-	
			(
I declare that the information in this report is		edge and belief.	
DATE: 23 cp 1899		Ione	, California
SIGNATURE:			
PRINTED NAME: Thomas (first name		C •	Sager (last name)
COMPANY NAME: As Agent fo	<u>.                                    </u>	•	,
	1		
If there is insu	fficient space for your answ	vers, please use the space provided	below.
ITEM CONTINUATION			
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			44 ·4
	<b>L</b>		····
GENERAL	NFORMATION PERTAININ	G TO WATER RIGHTS IN CALIFOR	RNIA
There are two principal types of surface wate			
A riparian right enables an owner of land bord	ering a natural lake or strea	ım to take and use water on his ripar	ian land. Riparian land must be in
the same watershed as the water source and reservation of the riparian right to the severed Riparian rights may be used to divert the natual different watershed, or return flows from use	parcel. Generally, a riparia ral flow of a stream but may	in water user must share the water s	upply with other riparian users
An appropriative right is required for use of wonly when there is a surplus not needed by rifrom the State.	ter on nonriparian land and arian water users. Since 1	l for storage of water. Generally, app 914, new appropriators have been re	propriative rights may be exercised equired to obtain a permit and license
Statements of Water Diversion and Use must record of water use, (2) enables the State to (3) assists the State to determine if additional	notify such users if someon	ie proposes a new appropriation ups	e filing of a statement (1) provides a tream from their diversions, and
The above discussion is provided for general write to this office. We have several pamphle Water Rights in California, and (3) Appropria	ts available. They include: (	ific information concerning water right (1) Statements of Water Diversion a	nts, please contact an attorney or nd Use, (2) Information Pertaining to
· · · · · · · · · · · · · · · · · · ·			
CUID CTATE (12 09)			

# STATE WATER RESOURCES CONTROL BOARD, DIVISION OF WATER RIGHTS P.O. BOX 2000 SACRAMENTO, CA 95812-2000 (916) 657-2170

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	ł		PLEAS	SE COM	PLETE A	AND RE	TURN T	HIS FOR	RM BY J	ULY 1,	1996. 🗧		S	» ! ጠ
	OWNER OF R	ECORD:								·	AM			ာ် င
											i i		<b>9</b>	ñ ₽
	HOWARD PRO PO BOX 104 IONE, CA 9	7	S							STA	TEMEN'		31   01   25   25	
	SOURCE: DR TRIBUTARY COUNTY: AM DIVERSION WITHIN:	TO: MC	KELUMN			T6N, R	9E, ME	s&M.		(20 <b>YE</b> #	EPHONIO (19) 274 AR OF TREEL NO	4-4429 <b>First</b>	)	
<u>V</u>	<u>Vater is used unde</u>								Other (ex	plain) _		_		
i. <u>Y</u>	<u>ear of first use</u> (F	Please pi	rovide if	missing	above) .	befo	re 19	33	<b>-•</b>					
	mount of Use - Ei which water was u		amount o	of water	used ea	ch mont	h. If mo	nthly an	d annua	l use are	e not kn	own, ch	eck the n	nonths ii
	Amounts	below a	re: 🗅	Gallons		△ Acre-	-feet	<b>Q</b> (	(other) _					
	YEAR JAN.	FEB.	MAR.	APR.	MAY		JULY	AUG.	SEPT		NOV.		TOTAL ANNUA	
	<b>—</b>	FEB.	IVIAN.	Arn.	IVIAT	JUNE	JOLI	AUG.	JEF1	001.	NOV.	- DLC	ANNUA	=
	1993 X	х	х	х	х	х	х	х	X ·	х	х	x	4	_
	1994 <sub>X</sub>	х	х	х	х	x	х	х	х	х	х	x	4	
	1995 x	х	х	х	х	х	х	х	х	х	х	х	4	
	urnoon of Llon C	nacify n	umbar at	f aaraa i	rriantad	otook w	atarad r		convod	oto				
	urpose of Use - S rigation													
	ther (specify)				-									
				•										
	hanges in Method				-	-	your pro	ject sind	e your p	revious	stateme	ent was	filed. (Ne	}W
р	ump, enlarged div	ersion d	lam, loca	ation of c	liversion		one							
	·			<del></del>			One				<u> </u>	<u> </u>	<del></del>	
. If	part of the water	listed in	Part C c	onsists	of reclain	med or p	olluted v	vater, pi	ease ind	icate the	e annua	l amour	nts of rec	laimed
0	r polluted water in	the spa	ce belov	V.	_									
_	1				-/-	<u></u>	one							
110	declare under penalt	y of perju	1		tion in th	is report	is true to	the best	of my#knc	wledge a	and belief		f	
D	ATED: 30	Jaly		1996	_\at_	<u>I</u>	one		<del></del>				, c	California
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'n	DINTED NAME.	Thon	nas			)' 	c.			Sager			_	
۲	RINTED NAME:		(FIRST N	IAME)			(M NAME)				(LAS	ΓNAME)		
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There are two principal types of surface water rights in California, riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on their riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

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Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use; (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney of write to this office. We have several pampfilets available, including the following:

"Statements of Water Diversion and Use"

"Information Pertaining to Water Rights in California"

"Water Rights for Stockponds Constructed Prior to 1969"

"Appropriation of Water in California"

### \*\* PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS

## STATE WATER RESOURCES CONTROL BOARD DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

### SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

STATEMENT NO: S009431
OWNER OF RECORD: HOWARD PROPERTIES

HOWARD PROPERTIES PO BOX 1047 IONE, CA 95640

SOURCE: DRY CREEK

TRIBUTARY TO: MOKELUMNE RIVER

COUNTY: AMADOR

DIVERSION

WITHIN: SE% OF NW% SECTION 11, T6N, R9E, MDB&M.

TELEPHONE NUMBER: (209) 274-4429
YEAR OF FIRST USE: PARCEL NO:

(If any of the above information is inaccurate or missing, please correct. Notify this office if ownership or address changes occur during the coming year.)

Ì		CO	<b>NPLETE</b>	AND R	ETURN	THIS FO	ORM BY	JULY 1	, 1995	<u>.</u> .			
A. <u>W</u>	ater is use	ed under	: Ripari	an claim	<u> </u>	; Pre	1914 rig	jht	; 0	ther (exp	olain)		- خي جي
•	ear of first										DIV.	5661	為高
C. <u>Ai</u>	nount of L	<u>Jse</u> - Ent nonths ir	er the ar	mount of water wa	water us used.	sed eacl	h month.	. If mon	thly and	annual u	Seare r	non 26	
Am	ounts belo	w are:	•	ions	₩.	Acre-feet	t	(othe	er) <u> </u>		MENTO PARTO	P	
Ì	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOX.	DEC	ANNUAL
1992	х	x	х	x ,	х	х	х	x	х	х	х	х	্ৰ 4
1998	х	x	x	х	х	x	x	х	x	х	х	х	4
1994	х	x	×	x	х	x	х	x	х	х	х	х	4
În	urpose of igation		·	acres	; Stockv								<u>·</u>
	mer (apec	· · ·				, <u>, , , , , , , , , , , , , , , , , , </u>							

\*\*\* CONTINUE ON BACK PAGE \*\*\*

WR40-1 (1/95)

E.	<u>Changes in Method of Diversion</u> - Describe a				us statement
	was filed. (New pump, enlarged diversion da	m, location of	diversion)	etc.)	
	None	·			
	· · · · · · · · · · · · · · · · · · ·				
			•		
F.	If part of the water listed in Part C consists of amounts of reclaimed or polluted water in the			vater, please indicate	the annual
	None		•		
			!		
	I declare under penalty of perjury that the information	in this report is	true to the	best of my knowledge and	d Dellet.
DA	TED: April 71 /19 95 , at	Ione	3	· · · · · · · · · · · · · · · · · · ·	_ , California
SIG	INATURE: By:	-			***
	NTED NAME: Thomas	С.	1	Sager	1
	MPANY NAME: As Agent for Howai	(M NAME)	ties	(LAST NAME)	* *
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•			•		
,	GENERAL INFORMATION PERT	AINING TO WA	TER RIGH	TS IN CALIFORNIA	
Ther	re are two principal types of surface water rights in	California. The	y are ripar	lian and appropriative rig	ghts.
A rip	arian right enables an owner of land bordering a n	atural lake or st	ream to tal	ke and use water on his	riparian land.
Ripa	rian land must be in the same watershed as the w	ater source and	must neve	r have been severed fr	om the source
	apply by an intervening parcel without reservation or user must share the water supply with other ripa				
of a	stream but may not be used to store water for late	r use or to dive	rt water wh	ich originates in a differ	ent watershed
	turn flows from use of groundwater.			1	
right	ppropriate right is required for use of water on nor s may be exercised only when there is a surplus not been required to obtain a permit and license from	ot needed by rig	nd for stora pariàn wate	ge of water. Generally, er users. Since 1914 ne	appropriative w appropriato
state appr	ements of Water Diversion and Use must be filed to ement (1) provides a record of water use, (2) enablio priation upstream from their diversion, and (3) as e appropriators.	es the State to	notify such	users if someone prope	oses a new
The conta	above discussion is provided for general information act an attorney or write to this office. We have severe	on. For more sp veral pamphlets	pecițic info available.	mation concerning wate They include:	er rights, pleas
"Info "Wat	ements of Water Diversion and Use" rmation Pertaining to Water Rights in California" er Rights for Stockponds Constructed Prior to 196	9"		  -  -	

WR 40-1 (1/95) FOR0127R3

### STATE WATER RESOURCES CONTROL BOARD DIVISION OF WATER RIGHTS P.O. Box 2000 Sacramento, CA 95812-2000

### STATEMENT OF WATER DIVERSION AND USE INFORMATION SHEET

STATEMENT NOS0094	31	<del></del>		
DIVERSION SITE:				
OWNER'S NAME	-			
PARCEL NO.	(FIRST) all	(MIDDLE)	(LAS:	r)
PLACE OF USE: OWNER'S NAME	Howard I	Proportios		
OWNER'S NAME	(FIRST)	(MIDDLE)	(LAST	-1
1. PARCEL NO			(3.2.)	•
2. PARCEL NO				
3. PARCEL NO.				
PERSON OR FIRM TO REC			e and cubbie	MENTER T
	CIAE WIR	CORRESPONDENCE	E AND SUPPLE	MENIAL
STATEMENTS:				
OWNER/LESSEE/AGE		Howard Prope	rties	
NAME Attn: T.C.	Sager		-	
(PIRST)		(MIDDLE)	·	AST)
MAILING ADDRESS	P.O. E	3ox 1047		
		CA 95640		
1	(CITY)			(ZIP)
TELEPHONE NO. $(\underline{2}$	<u>(109</u> ) <u>27</u>	- 44	29	
OTHERS USING ABOVE DIV	ERSION L	OCATION:		
1. NAME	<del></del>	(MIDDLE)	(LAS	T)
,	•			1,
MAILING ADDRES	າວ			· · · · · · · · · · · · · · · · · · ·
1	(CITY)		(STATE)	(ZIP)
TELEPHONE NO.	( )	_		
	· · · · · · · · · · · · · · · · · · ·			
2. NAME		(		<del></del>
(FIR	•	(MIDDLE)	(LAST)	
MAILING ADDRES	SS			
	me)			
(CI	•	(S1	`ATE) (ZI	P)
TELEPHONE NO.	()			<del></del>
M ADDITIONAL INFORMAT	CONT	NUED ON BACK	OF PAGE OR A	ATTACHED
PLEASE USE THE OTHER S ADDITIONAL OWNERS OR F INFORMATION BOX.				·

(1/95)

#### **ATTACHMENT**

# State Water Resource Control Board Division of Water Rights Information Sheet

Howard Properties is a group of tenants in common, consisting specifically of Charles S. Howard, III; Robert S. Howard, Jr.; Frank Howard; Scott Leask; Cynthia Leask Saint Onge; Brigitte Lyn LaMonte Michael Jakobson; S. Kittredge Collins, Trustee of "The Collins Family Trust", which is sole and separate property of Settlor husband; Marita Collins Biven, Trustee of "The Marita C. Biven Revocable Living Trust"; Michael C. Howard, Trustee of the Howard Family Trust dated October; Malinda Howard; and Lisa L. Howard; Sanwa Bank California, a California Banking Corporation, Trustee under the Will of Charles S. Howard, Deceased, for the benefit of Lindsay C. Howard, Jr. The co-tenants listed above, who are all the co-tenants owning the subject property, are referred to herein as "Howard Properties" only for the sake of convenience.

#### STATE OF CALIFORNIA STATE WATER RESOURCES CONTROL BOARD Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95810 01 P ST. SACRAMENTO, CA (916) 322.4503 901 P ST.

### SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

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DIVERTER OF RECORD:

GV. OF WATER RIGHTS SACRAPENTO

STATEMENT NO: 009431

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below are:

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X

X

HOWARD PROPERTIES P Q BOX 1047 IONE, CA 95640

TELEPHONE NUMBER: (209) 274-4429

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: DRY CREEK #1

X

None

Х

Х

TRIBUTARY TO: MOKELUMNE RIVER

COUNTY: AMADOR

DIVERSION

WÎTHIN: SE1/4 OF NW1/4 SECTION 11, TOON, ROSE, MDB&M.

INSTRUCTIONS: Please complete Items A. B and C. Item D should be completed if you replaced all or part of your regular water supply with reclaimed or polluted water. RETURN THIS FORM BY JULY 1, (Additional information on reverse side of this form.) 1992. Amount of Use - Fill in the amount of water used each month. If monthly and annual use are not ☐ Gallons **Amounts** 

known, check the months in which water was used. (other) Total Mar Oct. Dec Annual Jan. Feb. Mav June July Aua. Sept Nov. Apr. 1989 X 4 X X X X X ·X X Х Х X X 1990 X X 4 X X X Х Х Х Х Х Х 1991

X

Х

Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc. Irrigation Stockwatering <u>80 pair</u> Domestic \_ Other (specify) Wildlife Enhancement, Fire Protection & Recreation Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.) None

If part of the water listed in Part A consists of reclaimed or polluted water, please D. indicate the annual amounts of reclaimed or polluted water in the space below.

	1			
	:			
l deciare	under penalty of perjury th	at the information in this report is true	e to the best of my knowledge and belief.	
DATED:	July 7	, 19 <sup>92</sup> , at	Ione	. California

Signature:

1991

#### GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

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# STATE OF CALIFORNIA THE RESOURCES AGENCY STATE WATER RESOURCES CONTROL BOARD DIVISION OF WATER RIGHTS STATEMENT OF WATER DIVERSION AND USE

**S**9431

This statement should be typewritten or legibly written in ink.

A. Name of person diverting water C. S. HOWARD ESTATEHoward Pr	opertie	<u>s</u>
Address P.O. Box 70 Jackson, California 95642 Phone	: (209)	<u>223-16</u> 0
Daniel Control of the Land	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	nd-No4
Tributary to Mokelumne River	he trickethe	1, 2 of 11
C. Place of diversion SE 1/4 NW 1/4 Section 11 Township 6N Range Amador County, or locate it on sketch of section grid on reverse side lines or prominent local landmarks.	9E	M.D.B&M,
D. Name of works N/A A A A A A A A A A A A A A A A A A A		
E. Capacity of diversion worksNatural, 7 gal. per minute		et per second
Capacity of storage reservoir 4 acre feet	gallons r	er minute
State quantity of water used each month in gallons or acre-fect	acre-feet	
Year Jan Fuh Man Ann Man t		Total
Y X X X X X Y Y Y Y	lov. Dec	Annual
If monthly and annual use are not known, check months in which water was used.	K X	
Maximum annual water use in recent years	gallons scro-feet	mate_X_
Purpose of use (what water is being used for) Stock water, recreation and fish enhancement.		illie
General description or location of place of use (use sketch of section grid on rever long dredged hole in streambed which collects subsurface	se side if y	you desire) moving
I. Year of first use as nearly as known Pre-1933		· ·
I. Name of person filing statement L. A. COSTICK	a.	
Position Manager Organization Howard	Proper	ties
Address P.O. Box 70 Jackson, California 95642		
I declare under penalty of perjury that the above is true and correct to the best of my kn		i belief.
See Instructions on Reverse Side	<u> </u>	
Instructions on Reperte Side		

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